

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

Mendel Stern, Aharon Ostreicher, Yochonon
Markowitz, Abraham Kohn, Isaac Schwimmer,
Esther Schwimmer, Joel Sabel, Yoel Fried and
Fraida M. Fried, Melech Krauss,
Israel Ostreicher,

18 cv 04622 (NSR)

Plaintiffs,

STIPULATION

vs.

Highland Lake Homeowners Association,
Arthur Edwards, Inc., Archway Property
Management, Inc., Carmine Mastrogiacomo,
Christopher Perrino, Alex Rubanovich, Nancy
Diaz and Ray Torres,

Defendants.

-x-

Plaintiffs sought a TRO and a preliminary injunction enjoining defendant Highland Lake Homeowners Association from utilizing entrance and exit gates in the development. Defendant HOA opposed the entry of injunctive relief.

The parties appeared before the Honorable Nelson S. Roman on August 29, 2018 and, after oral argument and through counsel, stipulate as follows:

1. The gates shall remain in an open position, provided that between [a] 1:30 am and 5:30 a.m. Sunday through Friday of each week and [b] between sundown Friday and sundown Saturday each week, the gates may remain in a closed position.

2. The HOA shall provide access codes to the residents listed on Exhibit 1 forthwith who shall be permitted to use these codes in the same manner as any other member of the HOA.

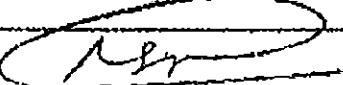
U.S. DISTRICT COURT	SOUTHERN DISTRICT OF NEW YORK
JULY 12 2018	
ELECTRONICALLY FILED	
Dkt. #:	
FILED: 9/4/2018	

3. These terms shall remain in full force and effect until resolution of the instant case by the district court or the entry of any other and further stipulation between the parties by which it is modified or altered.

Agreed:


Michael H. Sussman
Counsel for Plaintiffs


Richard S. Sklarin
Counsel for Defendants

SO ORDERED: 

UNITED STATES DISTRICT JUDGE

Dated: Sept. 4, 2018

Clerk of the Court requested to
terminate the motion (doc. 39).

~~PLEASE TAKE NOTICE that upon the Affirmations of Michael H. Sussman and Isaac Schwimmer, both dated August 12, 2018, and all prior proceedings in this action, you are hereby ordered to show cause at _____ M. in the forenoon in Room _____ of the United States Courthouse for the Southern~~

District of New York at 300 Quarropas Street, White Plains, New York 10601
why a preliminary injunction should not be entered enjoining defendants, their
successors in office, agents, employees and assigns from utilizing an entrance/
exit gate for Highland Lake Estates which gate restricts access to plaintiffs'
homes on account of their collective refusal to cooperate with the erection of
said gate which is solely intended to restrict access to the property by persons
associated with and related to plaintiffs and their religious community. No
prior application for such relief has been made.

Pending further order of this Court, defendants are hereby enjoined and
restrained from using said gate.

Responsive papers, if any, shall be filed on or before 5 pm on

SO ORDERED.

UNITED STATES DISTRICT COURT

NJ

Last	First	Number	Street
Berkowitz	Joel	2	College Drvie
Falkowitz	Yidel	4	College Drvie
Feldman	Shulem	9	Berkeley
Fried	Yoel	16	Vanderbilt Drive
Friedman	Lazer	12	Barnard
Goldberger	Kolman	8	Berkeley Ct
Goldman	Zalman	20	Bennington
Gribeluk	Joseph	33	Vanderbilt Drive
Kohn	Abraham	8	Barnard Ct
Kohn	Tovia	8	Barnard Ct
Kohn	Yechiel	9	Cornell
Kreaus	Milch	29	Vanderbilt Drive
Ostrelcher	Aharon	11	Vanderbilt Drive
Ostrelcher	Isreal	13	Barnard
Sabel	Joel	6	Princeton
Schwimmer	Isaac	21	Vanderbilt Drive
Schwartz	Yanky	9	Vanderbilt Drive
Stern	Mandl	1	Vanderbilt Drive
Waldman	Abraham	5	College Drvie
Weinberger	Avigdor	3	Vanderbilt Drive